

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

April 11, 2007

CCO-94

No. 06-2765

United States of America

vs.

Chevez v. Gale, Appellant

(District of Delaware Criminal No. 05-cr-00072-1)

PRESENT: RENDELL, SMITH and JORDAN, Circuit Judges.

1. Clerk's submission for possible dismissal.
2. Response by Appellee to the Clerk's letter regarding possible dismissal.

/s/ Carmella L. Wells, tyw

Carmella L. Wells 267-299-4928

Case Manager

ORDER

The foregoing notice of appeal was not timely filed in accordance with Fed. R. App. P. 4(b). Accordingly, the appeal is dismissed.

By the Court,

/s/ D. Brooks Smith

Circuit Judge

A True Copy

Dated: April 18, 2007
tyw/clw/cc: Mr. Chevez C. Gale
Leonard P. Stark, Esq.



Marcia M. Waldron

Marcia M. Waldron, Clerk